THE HON'BLE SRI JUSTICE K.C.BHANU

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Writ Petition No.13486 of 2005

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Dated 30-09-2005

Between:

N.Muthyalu,

S/o N.Mallaiah,

Aged 63 years, Retired,

R/o Plot No.27, Ramraj Nagar,

Old Bowenpally,

Secunderabad.

.. Petitioner

and

Govt. of A.P., Represented by its

Principal Secretary, Home Department,

Secretariat, Hyderabad-4 and two others. .. Respondents

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Writ Petition No.13486 of 2005

ORDER:

The instant writ petition is filed seeking a *Mandamus* to declare the action of the second respondent in interfering with the life and liberty of the petitioner and his family members without the due process of law, as illegal, unjust and violative of Article 21 of the Constitution of India and consequently to direct the second

respondent not to interfere with the life and liberty of the petitioner.

A detailed counter-affidavit has been filed by the second respondent denying the allegations made by the petitioner. The second respondent also denied the allegation of summoning the petitioner and their family members to the police station and harassing them. Therefore, disputed questions of facts are involved in the writ petition. Since the Writ Petition is not proper remedy for resolving disputed questions of facts, it has to be closed.

Accordingly, the writ petition is closed.

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K.C.BHANU, J.

30th September, 2005

skmr